The

### Atty. Docket No.: 1879 CON II (203-2045 CON II)

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

David Racenet et al.

Examiner: Camtu Nguyen

Serial No.:

10/670,032

Group Art Unit: 3743

Filed:

September 24, 2003

Dated: February 12, 2007

For:

TROCAR SEAL SYSTEM

Mail Stop: Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

### **AMENDMENT TRANSMITTAL FORM**

Sir:

Transmitted herewith is an amendment in the above identified application.

- [ ] Small entity status of this application under 37 C.F.R. § 1.9 and 1.27 has been established by a verified statement previously submitted.
- [] A verified statement to establish small entity under 37 C.F.R. § 1.9 and 1.27 is enclosed.
- [X] No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)  CLAIMS REMAINING AFTER AMENDMENT		(Col. 2)	(Col. 3)	SMAL	SMALL ENTITY			OTHER THAN SMALL ENTITY	
			HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	OR	RATE	ADDIT. FEE	
TOTAL	15	MINUS	20	= 0	x	\$ 50	х		\$ 0.00	
INDEP.	2	MINUS	3	= 0	x	\$200	х		\$ 0	
☐ FIRST PRESENTATION OF MULTIPLE DEP. CLAIMX					\$	X	\$ 0			

TOTAL \$<u>0.00</u>

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissionerfor Patents, P.O. Box 1450, Alexandria, VV 23/31450 on date below.

Dated: February 12, 2007

Joseph W. Schmidt

<sup>\*</sup> If the entry in Co. 1 is less than entry in Col. 2, write "0" in Col. 3.

<sup>\*\*</sup> If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".

<sup>\*\*\*</sup> If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

- [] Please charge Deposit Account No. <u>21-0550</u> in the amount of \$0.00. Two (2) copies of this sheet are enclosed.
- [] A check in the amount of \$\_\_\_\_ is enclosed.
- [X] Please charge any deficiency as well as any other fee(s) which may become dueunder 37 C.F.R. § 1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 21-0550. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 21-0550 therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.



Respectfully submittee

Joseph W. Schmidt Reg. No. 36,920

Attorney for Applicant(s)

Carter, DeLuca, Farrell & Schmidt, LLP

445 Broad Hollow Road

Suite 225

Melville, New York 11747

Tel.: (631) 501-5700 Fax: (631) 501-3526



## PATENT DOCKET NO. <u>203-2045 CON II (1879 CON II)</u>

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT:** 

David Racenet, et al.

**EXAMINER:** Camtu Nguyen

**SERIAL NO.:** 

10/670,032

**ART UNIT: 3743** 

FILED:

September 24, 2003

DATED:

February 12, 2007

FOR:

TROCAR SEAL SYSTEM

Mail Stop: Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Notice of Non-Compliant Amendment dated January 11, 2007, please amend the above-identified application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.

#### **CERTIFICATION UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to Mail Stop: Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: February 12, 2007

Joseph W. Schmidt